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UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
JESSE FRANKLIN SWARTZ,  
Defendant.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Case No. 15-cr-00351-MEJ-1

**ORDER GRANTING IN PART MOTION  
TO ADJUST SENTENCE; ORDER  
GRANTING STAY**

Re: Dkt. No. 25

Before the Court is Defendant Jesse F. Swartz, Jr.'s Motion to Adjust Sentence and Motion for Stay. Dkt. No. 25. Having reviewed the motion, the Court **ORDERS** as follows:

- 1) Defendant's request to adjust the payment deadline is **GRANTED**. Instead of one lump payment of \$505.00, Defendant may choose to make minimum monthly payments of \$50.00, until the fine is paid in full.
- 2) Defendant's request to include an option to serve jail time is **DENIED**.
- 3) Defendant's request to define "community service" is **DENIED**. Defendant is referred to the Probation Department for all matters related to appropriate community service in lieu of paying the fine.
- 4) Defendant's request to stay the sentence pending appeal to the District Court is **GRANTED**.

**IT IS SO ORDERED.**

Dated: August 26, 2015

  
MARIA-ELENA JAMES  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

USA,  
Plaintiff,  
v.  
SWARTZ,  
Defendant.

Case No. 15-cr-00351-MEJ-1

## CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on August 26, 2015, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

**Jesse Franklin Swartz, Jr.**  
1001 Polk Street  
San Francisco, CA 94109

Dated: August 26, 2015

Richard W. Wieking  
Clerk, United States District Court

By: Chris Nathan  
Chris Nathan, Deputy Clerk to the  
Honorable MARIA-ELENA JAMES